

Exhibit F

From: [Kane, Mary \(USANYW\)](#)
To: [Bonsignore, James J.](#); ["Samuel Silverman Esq."](#)
Cc: [Pronti, James P.](#); ["Zahava Silverman"](#)
Subject: RE: Eden Square
Date: Wednesday, June 05, 2019 10:58:42 AM
Attachments: [image001.jpg](#)
[ATT00001.txt](#)

Jim,

No to this change re: Third Parties.

See 21 USC 853(k).

(k) Bar on intervention Except as provided in subsection (n), no party claiming an interest in property subject to forfeiture under this section may—

(1) intervene in a trial or appeal of a criminal case involving the forfeiture of such property under this section; or

(2) commence an action at law or equity against the United States concerning the validity of his alleged interest in the property subsequent to the filing of an indictment or information alleging that the property is subject to forfeiture under this section.

853(n) permits petitions by 35rd parties after a final order of Forfeiture is entered a/k/a ancillary proceedings.

While they can apply- USAO will oppose such a claim.

MCK

From: Bonsignore, James J.
Sent: Wednesday, June 05, 2019 10:44 AM
To: 'Samuel Silverman Esq.' ; Kane, Mary (USANYW)
Cc: Pronti, James P. ; 'Zahava Silverman'
Subject: RE: Eden Square

Mary and Sam:

Working from Sam's redline, I have also inserted language requested by the Cranberry Vista Apartments LLC principals in redline format. Please advise if the inserted language is acceptable.

Jim

James J. Bonsignore, Esq.

Of Counsel

Direct Dial: 585-987-2903

Direct Fax: 585-362-4619

jbonsignore@woodsoviatt.com

Firm Phone: 585-987-2800

Firm Fax: 585-454-3968

woodsoviatt.com

Please take note above, that along with our office move, that my direct dial telephone number and direct fax number have changed. Please update your contacts and address book with the new number shown above. Thank you!

1900 Bausch & Lomb Place, Rochester, New York 14604

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From: Samuel Silverman Esq, [mailto:silvermans@silvermanlaw.net]

Sent: Wednesday, June 05, 2019 10:31 AM

To: 'Kane, Mary (USANYW)'

Cc: Pronti, James P.; 'Zahava Silverman'; Bonsignore, James J.

Subject: RE: Eden Square

Thanks Mary, just wanted to make sure you saw the extra signature and consent of the SEC that Evan added on the last page.

Sam

From: Kane, Mary (USANYW)

Sent: Wednesday, June 5, 2019 10:28 AM

To: Samuel Silverman Esq,

Cc: 'Pronti, James P.'; 'Zahava Silverman'; 'Bonsignore, James J.'

Subject: RE: Eden Square

Sam

I think this accepts you changes but I have to fix my email address.

Looking into highlighted area

MCK

From: Samuel Silverman Esq, <silvermans@silvermanlaw.net>

Sent: Wednesday, June 05, 2019 10:19 AM

To: Kane, Mary (USANYW) <MKane@usa.doj.gov>

Cc: 'Pronti, James P.' <jpronti@woodsoviatt.com>; 'Zahava Silverman' <Zahava@silvermanlaw.net>; 'Bonsignore, James J.' <JBonsignore@woodsoviatt.com>

Subject: RE: Eden Square

Good Morning Mary:

Please see the attached redline which includes comments from lender's counsel, Evan Blau of Cassin and Cassin. He wanted me to explain the importance of the SEC being a party to the agreement as necessary to obtain marketable title. Accordingly, he added their signature to it.

In addition to the redline, I received the following note from the underwriter through the title agent:

We must have clear, concise Release language contained in the Settlement Agreements to be executed by the Justice Department and the Securities and Exchange Commission whereby Old Republic and Landview Title Agency, LLC, is released from any liability. The Agreements must also contain clear language that the property in question will be released from any forfeiture on the part of the Justice Department and also on the part of Securities and Exchange Commission.

I am happy to add lender's counsel and the title agent to an email chain if you feel that will help.

Sam

From: Kane, Mary (USANYW) <Mary.Kane@usdoj.gov>

Sent: Tuesday, June 4, 2019 4:58 PM

To: Samuel Silverman Esq, <silvermans@silvermanlaw.net>; 'Bonsignore, James J.' <JBonsignore@woodsoviatt.com>

Cc: 'Pronti, James P.' <jpronti@woodsoviatt.com>; 'Zahava Silverman' <Zahava@silvermanlaw.net>

Subject: RE: Eden Square

OK thanks!

From: Samuel Silverman Esq, <silvermans@silvermanlaw.net>

Sent: Tuesday, June 04, 2019 4:50 PM

To: Kane, Mary (USANYW) <MKane@usa.doj.gov>; 'Bonsignore, James J.' <JBonsignore@woodsoviatt.com>

Cc: 'Pronti, James P.' <jpronti@woodsoviatt.com>; 'Zahava Silverman' <Zahava@silvermanlaw.net>

Subject: RE: Eden Square

Sorry Mary, I should have been clearer, I was responding to Jim's email, it's the agent he listed, here's their info:

Mindy Braun

Landview Title Agency, LLC

750 Chestnut Ridge Road, Suite 118

Chestnut Ridge NY 10977

P: 646-520-0601

F: 646-751-1519

E: info@landviewtitle.com

From: Kane, Mary (USANYW) <Mary.Kane@usdoj.gov>

Sent: Tuesday, June 4, 2019 4:46 PM

To: Samuel Silverman Esq, <silvermans@silvermanlaw.net>; 'Bonsignore, James J.' <JBonsignore@woodsoviatt.com>

Cc: 'Pronti, James P.' <jpronti@woodsoviatt.com>; 'Zahava Silverman' <Zahava@silvermanlaw.net>

Subject: RE: Eden Square

Sam

Who will be acting as escrow agent?

From: Samuel Silverman Esq, <silvermans@silvermanlaw.net>

Sent: Tuesday, June 04, 2019 4:43 PM

To: 'Bonsignore, James J.' <JBonsignore@woodsoviatt.com>; Kane, Mary (USANYW) <MKane@usa.doj.gov>

Cc: 'Pronti, James P.' <jpronti@woodsoviatt.com>; 'Zahava Silverman' <Zahava@silvermanlaw.net>

Subject: RE: Eden Square

Jim:

That is correct and the stip should be amended to reflect that they will be acting as the escrow agent and disbursing (instead of myself). However, please keep in mind that the title company may be required (by either the lender or their underwriter) to actually use the underwriter, Old Republic National Title Insurance Company for the closing disbursements.

Besides my comment above, I need both the title underwriter and our lender's sign-off or comments which I am actively working on. I do not know how long it will take and what the lead time will be to close after final approval, but I will do everything in my power to move this along.

Sam

From: Bonsignore, James J. <JBonsignore@woodsoviatt.com>

Sent: Tuesday, June 4, 2019 4:26 PM

To: 'Kane, Mary (USANYW)' <Mary.Kane@usdoj.gov>; silvermans@silvermanlaw.net

Cc: Pronti, James P. <jpronti@woodsoviatt.com>

Subject: RE: Eden Square

Understood and of course. We would deliver all seller's documents to the title company in escrow pending confirmation of the escrow agent's receipt of closing funds from buyer. The title company acting as escrow agent would then wire payoff funds to the existing lender.

The title company is actually located in NY. Sam, please correct me if anything I've stated is incorrect. The agent's contact information is below. Lastly, for everyone's information, I attach a copy of the most recent payoff statement for purposes of calculating figures for the closing settlement statement.

Jim

Title Agent:

Mindy Braun

Landview Title Agency, LLC

750 Chestnut Ridge Road, Suite 118

Chestnut Ridge NY 10977

P: 646-520-0601

F: 646-751-1519

E: info@landviewtitle.com

James J. Bonsignore, Esq.

Of Counsel

Direct Dial: 585-987-2903

Direct Fax: 585-362-4619

jbonsignore@woodsoviatt.com

Firm Phone: 585-987-2800

Company Logo



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From: Kane, Mary (USANYW) [<mailto:Mary.Kane@usdoj.gov>]

Sent: Tuesday, June 04, 2019 4:17 PM

To: Bonsignore, James J.; silvermans@silvermanlaw.net

Subject: Eden Square-

Where will it close? In PA?

We will need final copy of closing statement.

Thanks,

Mary

Mary Clare Kane

Assistant U.S. Attorney

Asset Forfeiture and Financial Litigation Unit

U.S. Attorney's Office

138 Delaware Avenue

Buffalo, New York

Desk: (716)843-5809

Fax: (716)551-5563

Received: from EX2.woods.intra (172.30.1.146) by EX2.woods.intra (172.30.1.146) with Microsoft SMTP Server (TLS) id 15.0.1473.3 via Mailbox Transport; Wed, 5 Jun 2019 10:58:42 -0400

Received: from EX2.woods.intra (172.30.1.146) by EX2.woods.intra (172.30.1.146) with Microsoft SMTP Server (TLS) id 15.0.1473.3; Wed, 5 Jun 2019 10:58:41 -0400

Received: from us-smtp-1.mimecast.com (172.30.10.252) by EX2.woods.intra (172.30.1.53) with Microsoft SMTP Server id 15.0.1473.3 via Frontend Transport; Wed, 5 Jun 2019 10:58:41 -0400

Received: from mx-jcotsa.usdoj.gov (mx-jcotsa.usdoj.gov [149.101.80.140]) (Using TLS) by relay.mimecast.com with ESMTP id us-mta-314-FIUwhXTqOb6J10gOUCuYUw-1; Wed, 05 Jun 2019 10:58:35 -0400

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Received: from CAR-RDC03.car.doj.gov (car-rdc03.car.doj.gov [10.222.1.13]) by pp-cefdc-03.doj.gov (8.16.0.21/8.16.0.21) with ESMTS id x55EwXR011622 (version=TLSv1 cipher=ECDHE-RSA-AES256-SHA bits=256 verify=NOT); Wed, 5 Jun 2019 14:58:33 GMT

Received: from USAHUBSML215.usa.doj.gov (10.222.1.61) by car-rdc03.car.doj.gov (10.222.1.13) with Microsoft SMTP Server id 14.2.347.0; Wed, 5 Jun 2019 10:58:29 -0400

Received: from USAHUBSML213.usa.doj.gov (10.200.1.242) by USAHUBSML215.usa.doj.gov (10.200.1.245) with Microsoft SMTP Server (TLS) id 15.0.1365.1; Wed, 5 Jun 2019 10:58:33 -0400

Received: from USAHUBSML212.usa.doj.gov (10.200.1.241) by USAHUBSML213.usa.doj.gov (10.200.1.242) with Microsoft SMTP Server (TLS) id 15.0.1365.1; Wed, 5 Jun 2019 10:58:32 -0400

Received: from USAHUBSML212.usa.doj.gov ([fe80::8c38:2f8e:f149:753d]) by USAHUBSML212.usa.doj.gov ([fe80::8c38:2f8e:f149:753d%17]) with mapi id 15.00.1365.000; Wed, 5 Jun 2019 10:58:32 -0400

From: "Kane, Mary (USANYW)" <Mary.Kane@usdoj.gov>

To: "Bonsignore, James J." <JBonsignore@woodsoviatt.com>, "' Samuel Silverman Esq,' " <silvermans@silvermanlaw.net>

CC: "Pronti, James P." <jpronti@woodsoviatt.com>, 'Zahava Silverman' <Zahava@silvermanlaw.net>

Subject: RE: Eden Square

Thread-Topic: Eden Square

Thread-Index: AdUbE6NvzKmJiGi tTgydotxGk50Zi AAJAF2AAAAZ7oAAAB3zAAAARzoAACRg7gAAAE1WgAAAI AoAAAhD KtD//8V7AA==

Date: Wed, 5 Jun 2019 14:58:32 +0000

Message-ID: <2e4cbc0696664f79a7e4acda8f2ed475@USAHUBSML212.usa.doj.gov>

References: <73ef65f3eaaa4f87b11b7085c3089cd3@EX2.woods.intra>

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<e8aba972a6cb462e898b14004d04107e@USAHUBSML212.usa.doj.gov>

<009701d51b17\$05277f50\$0f767df0@silvermanlaw.net>

<93583a3a2c6141fdb3061d28239af5fe@USAHUBSML212.usa.doj.gov>

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<00e701d51bab\$5af34e70\$10d9eb50@silvermanlaw.net>

<b9860d8b4f9a4f97b7ae8d8e47d23ea5@EX2.woods.intra>
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Accept-Language: en-US
Content-Language: en-US
X-MS-Exchange-Organization-AuthSource: EX2.woods.intra
X-MS-Has-Attach: yes
X-MS-TNEF-Correlator:
x-originating-ip: [10.200.16.198]
authentication-results: relay.mimecast.com; dkim=pass header.d=usdoj.gov
header.s=doj header.b=ez89yl0j; dmarc=pass (policy=reject)
header.from=usdoj.gov; spf=pass (relay.mimecast.com: domain of
mary.kane@usdoj.gov designates 149.101.80.140 as permitted sender)
smtp.mailfrom=mary.kane@usdoj.gov
dkim-signature: v=1; a=rsa-sha256; c=relaxed/relaxed; d=usdoj.gov; h=from : to
: cc : subject : date : message-id : references : in-reply-to : content-type
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x-proofpoint-virus-version: vendor=fsecure engine=2.50.10434:,,
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